

10/12/90
JC973 U.S. PTO

06/28/01

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June 27, 2001

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Attorney Docket No.: 07334-004009

Box Patent Application
Commissioner for Patents
Washington, DC 20231

jc973 U.S. PTO
06/27/01
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Presented for filing is a new continuation patent application of:

Applicant: ANDREW W. SHYJAN

Title: COMPOSITIONS AND METHODS FOR THE DIAGNOSIS,
PREVENTION AND TREATMENT OF TUMOR PROGRESSION

FR
BOSTON
DALLAS
DELAWARE
NEW YORK
SAN DIEGO
SILICON VALLEY
TWIN CITIES
WASHINGTON, DC

The prior application is assigned of record to Millennium Pharmaceuticals, Inc., a Delaware corporation, by virtue of an assignment submitted to the Patent and Trademark Office and recorded on June 26, 1996 at 8003/0981.

Enclosed are the following papers, including those required to receive a filing date under 37 CFR §1.53(b):

	<u>Pages</u>
Specification	161
Claims	5
Abstract	1
Declaration	2
Drawing(s)	20

CERTIFICATE OF MAILING BY EXPRESS MAIL

Express Mail Label No. EL85674650145

I hereby certify under 37 CFR §1.10 that this correspondence is being deposited with the United States Postal Service as Express Mail Post Office to Addressee with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

June 27, 2001
Date of Deposit

Samantha Bell
Signature

Samantha Bell
Typed or Printed Name of Person Signing Certificate

FISH & RICHARDSON P.C.

Commissioner for Patents
June 27, 2001
Page 2

Enclosures:

- Form PTO-1449, 6 pages, listing documents cited in the parent application(s). **Please confirm that these have been considered in this application by returning a copy of the Form PTO-1449 with the examiner's initials.**
- Preliminary amendment, 13 pages.
- Request for NonPublication.
- Request Under 37 C.F.R. §1.821(e) to Transfer Computer Readable Form; Copy of Sequence Listing filed in parent application.
- Transmittal of Formal Drawings.
- Postcard.

This application is a continuation (and claims the benefit of priority under 35 USC 120) of U.S. application serial no. 09/454,854, filed December 7, 1999, which is a divisional of application serial number 09/181,030, filed October 27, 1998, which is a continuation of application serial number 08/862,442, filed May 23, 1997, which is a divisional of application serial number 08/623,679, filed March 29, 1996, now U.S. Patent No. 5,674,739, which is a continuation-in-part of application serial number 08/412,431, filed March 29, 1995, now U.S. Patent No. 5,633,161. The disclosures of the prior applications are considered part of (and are incorporated by reference in) the disclosure of this application.

The filing fee, based on claims canceled and/or added in the enclosed Preliminary Amendment, is calculated below.

Basic filing fee	\$710
Total claims in excess of 20 times \$18	\$0
Independent claims in excess of 3 times \$80	\$0
Fee for multiple dependent claims	\$0
Total filing fee:	\$710

A check for the filing fee is enclosed. Please apply any other required fees or any credits to deposit account 06-1050, referencing the attorney docket number shown above.

If this application is found to be incomplete, or if a telephone conference would otherwise be helpful, please call the undersigned at (617) 542-5070.

FISH & RICHARDSON P.C.

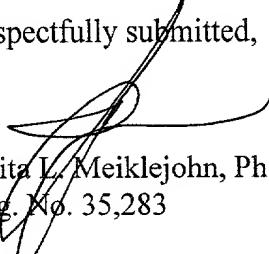
Commissioner for Patents
June 27, 2001
Page 3

Kindly acknowledge receipt of this application by returning the enclosed postcard.

Please send all correspondence to:

ANITA L. MEIKLEJOHN, PH.D.
Fish & Richardson P.C.
225 Franklin Street
Boston, MA 02110-2804

Respectfully submitted,



Anita L. Meiklejohn, Ph.D.
Reg. No. 35,283

Enclosures

ALM/caa

20281451.doc

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Andrew W. Shyjan Art Unit :
Serial No. : Examiner :
Filed : HEREWITH
Title : COMPOSITIONS AND METHODS FOR THE DIAGNOSIS, PREVENTION
AND TREATMENT OF TUMOR PROGRESSION

Commissioner for Patents
Washington, D.C. 20231

REQUEST UNDER 37 C.F.R. §1.821(e) TO TRANSFER
COMPUTER READABLE FORM

The Sequence Listing being filed herewith in the above-referenced continuation application is identical with that filed in U.S. Serial No. 09/181,030, from which this present application claims priority.

In accordance with 37 C.F.R. §1.821(e), please use the computer readable form filed in U.S. Serial No. 09/181,030 as the computer readable form for the instant application.

For your convenience, enclosed is a paper copy of the Sequence Listing filed in U.S. Serial No. 09/181,030.

CERTIFICATE OF MAILING BY EXPRESS MAIL

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I hereby certify under 37 CFR §1.10 that this correspondence is being deposited with the United States Postal Service as Express Mail Post Office to Addressee with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

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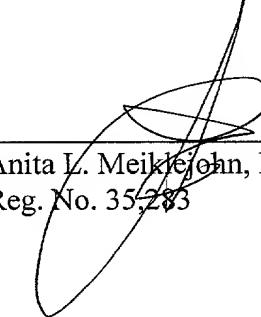
Typed or Printed Name of Person Signing Certificate

Applicant : Andrew W. Shyjan
Serial No. :
Filed :
Page : 2

Attorney's Docket No.: 07334-004009

Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,


Anita L. Meiklejohn, Ph.D.
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Date: 27 June 2001

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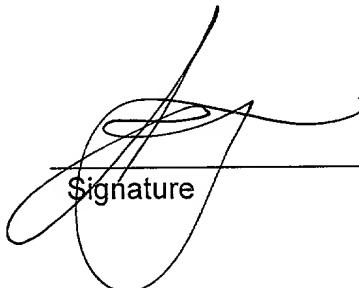
**REQUEST AND CERTIFICATION
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor	Andrew W. Shyjan
Title	COMPOSITIONS AND METHODS FOR THE DIAGNOSIS, PREVENTION AND TREATMENT OF TUMOR PROGRESSION
Atty Docket Number	07334-004009

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

27 June 2001

Date



Anita L. Meiklejohn, Ph.D.

Typed or printed name

This request must be signed in compliance with 38 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**